

REMARKS

Claims 1-3 and 5-14 remain in this application, claim 4 is canceled, and new claims 15-20 are added. Reconsideration of the application is requested.

The amendments above are made following consideration of the comments provided by the Examiner in sections 3-4 on page 2 of the Office Action. The meaning of the "portion" terms used in the claims is apparent. It is respectfully submitted that the claims now appearing in this application fully comply with the requirements of 35 U.S.C. § 112, second paragraph.

Independent claims 1, 2, and 9 are rejected under 35 U.S.C. § 102(b), along with certain dependent claims, as being anticipated by U.S. Patent 5,979,405 to Sato et al. Reconsideration is requested.

Claim 1 above reflects that, since the projections defined thereby are arranged at specific spacings in a circumferential direction of the yoke, the projections can align the motor in its radial direction in the motor casing. The limitations in claim 1 directed to these features are neither disclosed nor suggested by the Sato et al. patent. More specifically, the Sato et al. patent fails to disclose a throttle device comprising, in addition to the other elements recited, a portion, as specified, provided with projections arranged and deformed as recited so as to keep a non-contact state between an outer surface of a motor body and, other than the projections, an inner surface of the motor casing as claim 1 defines. The Sato et al. o-ring projection 9B is provided on an elastic member that is fitted on a cylindrical projection or boss 2C. The cylindrical projection or boss 2C cannot be properly characterized as a yoke, and the

diameter of the projection or boss 2C, including the projection 9B, is too small to align the motor in its radial direction in the Sato et al. case 1C.

It is respectfully submitted that, for reasons discussed above, independent claim 1 is not now anticipated by the Sato et al. patent. Each of claims 2 and 9 above includes language that is essentially the language in claim 1 discussed, moreover, and neither of claims 2 and 9 is now anticipated by the Sato et al. patent. U.S. Patent 5,868,114 to Kamimura et al. is relied on by the Examiner as a secondary reference together with the Sato et al. patent to reject claim 8, but the Kamimura et al. patent does not suggest modifying the Sato et al. apparatus so as to meet the limitations in claims 1, 2, and 9 noted above, and each of claims 1, 2, and 9 above should now be patentable. Dependent claims 3, 5-8, and 10-14 should be patentable as well.

New independent claim 15, and claims 16-20, which depend on claim 15, are added to define the invention in terms that differ in some respects from those used in claims 1-3 and 5-14 above. It is respectfully submitted that the documents previously relied on by the Examiner do not suggest a motor for driving a throttle valve comprising a yoke, projections, brackets, and a motor output shaft interconnected and cooperating as claim 15 requires. New claim 15 is considered patentable along with claim 1-3 and 5-14, as are new claims 16-20, which depend on new claim 15.

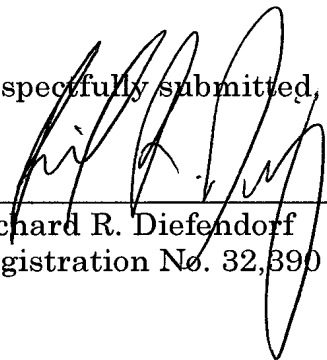
It is respectfully submitted that this application is now in condition for allowance. If there are any questions regarding this Reply or the application in

general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an extension of time sufficient to effect a timely response. Please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #056208.57745US).

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Respectfully submitted,



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